

REMARKS/ARGUMENT

The April 7, 2004 Office Action rejects claims 6 – 8, 18 and 20 under 35 U.S.C. § 112 and claims 4 – 10 and 16 – 22 under 35 U.S.C. § 101. Applicants neither acquiesce nor agree with the Examiner's arguments or statements, but in the interest of speedy examination Applicants have cancelled these claims and request allowance on claims 1 – 3 and 11 – 15.

Applicants note that the currently pending claims, 1 – 3 and 11 – 15 cannot be rejected under § 101 as being the same invention claimed in U.S. Patent 6,680,179. U.S. Patent '179 is drawn to hosts "unable to produce puhA-encoded RCH, where RC is a photochemical reaction center." The presently pending claims are not so limited.

Applicants note that they have submitted an Information Disclosure Statement. The U.S. patent contained within this patent was filed after the priority date claimed by Applicants but before the October 24, 2003 filing date of the above-identified continuation application.

Appl. No. 10/692,889  
Amdt. Dated June 17, 2004  
Reply to Office Action of April 7, 2004

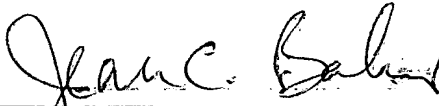
Applicants believe that all claims are now in condition for allowance. No fees are believed necessary to enter this response. However, if any fees are necessary, please charge Deposit Account 17-0055.

Respectfully submitted,

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By: \_\_\_\_\_

  
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